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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/807,047
		Filing Date	April 6, 2001
		First Named Inventor	Jerry PELLETIER
		Art Unit	1634
		Examiner Name	F. Lu
Total Number of Pages in This Submission	10	Attorney Docket Number	514012000100

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply – to Office Communication (9 pages)	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Return receipt postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
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<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	MORRISON & FOERSTER LLP Gladys H. Monroy - 32,430	CUSTOMER NUMBER: <b>25226</b>
Signature		
Date	June 28, 2004	

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 335371067 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 6/28/04 Signature:   
(Terry Zimmerman)

06/30/04

1634

QF

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Dated: 6/28/04 Signature: Tia Zimmerman  
(Tia Zimmerman)



Docket No.: 514012000100  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Jerry PELLETIER et al.

Application No.: 09/807,047

Group Art Unit: 1634

Filed: June 25, 2002

Examiner: F. Lu

For: OLIGONUCLEOTIDE PRIMERS THAT  
DESTABILIZE NON-SPECIFIC DUPLEX  
FORMATION AND USES THEREOF

**RESPONSE TO OFFICE COMMUNICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Communication dated May 28, 2004, for which a response is due on June 28, 2004. Accordingly, this response is timely filed.

**ELECTION OF SPECIES**

Applicants have elected Species (1) in a previous response (filed March 9, 2004). The Examiner has required a further election between the following species:

Species (3): a method for reducing mispriming during 5' RACE; and,

Species (4): a method for reducing mispriming during 3' RACE.

Applicants hereby further elect Species (4).

Applicants request examination of the elected subject matter on the merits. The Applicants note that, as indicated by the Examiner, upon allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim (37 CFR 1.141). The Applicants assert that the species encompassed by the dependent claims represent a reasonable number of species.